IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7654 OF 2005

Mrs.Indumati K. Tikare .. Applicant

Versus

State of Maharashtra .. Respondent

Mr.Inrajeet Joshi for applicant

Mr.S.S.Tatkare, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 8th December 2005.

P.C.

. Heard learned Counsel appearing for applicants and Mr.Tatkare, A.P.P. for State.

2. Applicant is original accused No.4 in C.R.No.92 of 2005 registered with Juna Rajwada Police Station, Kolhapur for offences punishable under sections302, 325, 452, 504 read with 34 I.P.C.

3. One Shobha Jagdale who is the complainant has given two statements. As far as applicant lady accused is concerned, all that is alleged is that when the other accused were assaulting and beating her husband, applicant herein was abusing them. She did not enter the room where the assault took place. She has also not participated in the assault made by other accused. Weapon such as wooden sticks etc. was also not found at the instance of present accused. All that is alleged is that applicant was waiting outside the room where the assault took place and abusing complainant and her husband.

4. In these circumstances, applicant who is detained from 29th October 2005 i.e. for more than a month deserves to be enlarged on bail. Hence, following order:-

i) Applicant is released on bail in connection with C.R.No.92 of 2005 registered with Juna Rajwada Police Station, Kolhapur in the sum of Rs.10,000/- with one or two sureties in the like amount.

ii) Applicant shall report to Juna Rajwada Police Station as and when summoned till the conclusion of trial.

iii) Applicant shall not reside at Block No.158 HUDCO Colony, Salunke Nagar, Kolhapur for a period of two months from the day of her release. Applicant to furnish details of her residence

including any contact number to Investigating Officer.

iv) Applicant shall cooperate with the learned Trial Judge for expeditious disposal of the trial. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail.

v) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vi) Application disposed of.

vii) Parties to act upon an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)